## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

NOV 2 0 2006

In re the Application of

Inventors:

Joachim LOHR, et al.

Appln. No.:

10/586,736

Filed:

July 21, 2006

For:

METHOD OF HARQ RETRANSMISSION TIMING

CONTROL

## INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner of Patents Washington, DC 20231

Dear Sir:

Pursuant to Rules 56 and 99, Applicants hereby call the attention of the Patent Office to the document listed on the attached Form PTO 1449.

Applicants present this art so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention, see <a href="Beckman Instruments">Beckman Instruments</a>, Inc. v. Chemtronics, Inc., 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970). Also see Patent Office Rules 104 and 106. Applicants respectfully request that this art be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

Respectfully submitted,

Date: November 20, 2006

James E. Ledbetter

Registration No. 28,732

JEL/jpf

ATTORNEY DOCKET NO. <u>L7725.06116</u> STEVENS, DAVIS, MILLER & MOSHER, L.L.P.

1615 L STREET, NW, Suite 850 WASHINGTON, DC 20043-4387

Telephone: (202) 785-0100 Facsimile: (202) 408-5200

EXAMINER: Initial if citation is considered, draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.